

01-0008-HO

BEFORE THE ARIZONA STATE BOARD OF PHARMACY

In the Matter of:

HAROLD G. SHAPIRO
Certificate of Registration
Number 10298

**FINDINGS OF FACT, CONCLUSIONS
OF LAW AND BOARD ORDER
NO. 01-0008-PHR**

DIRECTED TO: HAROLD G. SHAPIRO
9706 E. Chuckwagon Lane
Scottsdale, AZ 85260

In the interest of a prompt and judicious settlement of this case, consistent with the public interest, statutory requirements and responsibilities of the Arizona State Board of Pharmacy, the foregoing Consent to Entry of Order ("Consent"), the evidence and records compiled and contained in the file for HAROLD G. SHAPIRO and for good cause appearing, the Board on this 6th day of September, 2001 enters the following Finding of Fact, Conclusions of Law and Board Order in the Matter of 01-0008-PHR.

FINDINGS OF FACT

I

1. HAROLD G. SHAPIRO is the holder of Certificate of Registration Number 10298 issued by the Arizona State Board of Pharmacy which permits the holder to practice pharmacy in the State of Arizona.

2. That on the 23rd day of August, 2001, HAROLD G. SHAPIRO entered into the Consent with the Arizona State Board of Pharmacy neither admitting nor denying that factual allegations contained in the Notice of Hearing Number 01-0008-PHR, but for the purposes of the Consent acknowledging that sufficient evidence exists for the Board to make these Findings of Fact.

3. That HAROLD G. SHAPIRO neither admits nor denies violations of A.A.C. R4-23-402(A)(10) and A.R.S. § 32-1927(B)(1), but for the purposes of the Consent Order acknowledges that sufficient evidence exists for the Board to find violations to wit:

1 A.A.C. R4-23-402 (A) A pharmacist or a graduate intern or pharmacy intern under the supervision
2 of a pharmacist shall perform the following professional practices in dispensing a prescription
3 medication from a prescription order: (10) Check a prescription label to ensure that it
4 communicates the prescriber's directions precisely

5 A.R.S. § 32-1927(B) The license of any pharmacist, pharmacy intern or graduate intern may be
6 revoked or suspended or the pharmacist, pharmacy intern or graduate intern may be placed on
7 probation or censured and a civil penalty of not more than one thousand dollars for each offense
8 may be imposed by the Board when: (1). The licensee is found by the Board to be guilty of
9 dispensing a different drug or brand of drug in place of the drug or brand of drug ordered or
10 prescribed without the express permission in each case of the orderer, or in the case of a
11 prescription order, the medical practitioner. The conduct prohibited by this paragraph does not
12 apply to substitutions authorized pursuant to §§ 32-1963.01

13 CONCLUSIONS OF LAW

14 II

- 15 1. The Board concludes that it has jurisdiction in this Matter pursuant to A.R.S. § 32-1927(B)(1)
- 16 2. The Board concludes that HAROLD G. SHAPIRO violated A.A.C. R4-23-402(A)(10) and
17 A.R.S. § 32-1927(B)(1).

18 ORDER

19 III

20 The certificate of Registration Number 10298 issued to HAROLD G. SHAPIRO is hereby
21 suspended for a period of ninety (90) days , retroactively effective beginning July 27, 2001 and expiring
22 on October 25, 2001.

23 **DATED this 6th day of September, 2001**

24 **ARIZONA STATE BOARD OF PHARMACY**

25 **SEAL**

26 By Llyn A. Lloyd
Llyn A. Lloyd
Executive Director

1 Copies of the foregoing Finding
2 of Fact, Conclusions of Law and
3 Board Order mailed by certified
mail this 7th day of September, 2001 to:

4 HAROLD G. SHAPIRO
5 9706 E. Chuckwagon Lane
6 Scottsdale, AZ 85260

and by Courier Mail to:

7 Victoria Martin
8 Assistant Attorney General
9 1275 W. Washington
Phoenix, AZ 85007
Attorney for the State

10 and

11 Tom Dennis
12 Assistant Attorney General
13 1275 W. Washington
Phoenix, AZ 85007
Civil Appeals Section

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Harold Shapiro
9706 E. Chuckwagon Lane
Scottsdale, AZ 85260

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

Harold Shapiro 9/13/01

C. Signature

X Harold Shapiro ☐ Agent ☒ AddresseeD. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail ☒ Return Receipt for Merchandise
☐ Registered ☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number (Copy from service label)

7099 3220 0003 6917 2376

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

**U.S. Postal Service
CERTIFIED MAIL RECEIPT**
(Domestic Mail Only; No Insurance Coverage Provided)

Article Sent To:

Board Order 01-0008-PHR

Postage

\$

Certified Fee

Return Receipt Fee
(Endorsement Required)Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees

\$

Sent 9-7-01

Postmark
Here

Name (Please Print Clearly) (To be completed by mailer)

Harold Shapiro

Street, Apt. No., or PO Box No.

9706 E. Chuckwagon Lane

City, State, ZIP+4

Scottsdale, AZ 85260

PS Form 3800, July 1999

See Reverse for Instructions